

## REMARKS/ARGUMENTS

Claims 1-13 were filed in the original application. Claims 9 and 13 have been canceled and claims 14-34 have been added to this application. The claims have been amended for the sake of clarity. Therefore, these amendments do not narrow the scope of the claims within the meaning of *Festo Corp. v. Shoketsu Kinzoku Kogyo Kabushiki Co., Ltd.*, 234 F.3d 558, 586, 56 USPQ2d 1865, 1886 (Fed. Cir. 2000). No new matter has been added by these amendments. Thus, entry of these amendments prior to examination is respectfully requested.

Attached hereto, as Appendix A, is a marked-up version of the changes made to the specification and claims by the current amendment.

In view of the above, each of the presently pending claims in this application is believed to be in immediate condition for allowance. Accordingly, the Examiner is respectfully requested to pass this application to issue.

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Respectfully submitted,

By

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## Appendix A

### Version With Markings to Show Changes Made

#### Title:

~~New Use~~ Materials for Packaging Nicotine-Containing Products

#### In the claims:

1. (Amended) A material for packaging a nicotine-containing product, comprising ~~characterized in that it comprises~~ a polymer based on dimethyl-2,6 naphthalene dicarboxynate ~~and/or~~ 2,6-naphthalene dicarboxylic acid monomers.
2. (Amended) A material for packaging a nicotine-containing product, comprising ~~characterized in that the material comprises~~ a liquid crystal polymer, (LCP).
3. (Amended) ~~A~~ The material according to claim 1, wherein ~~characterized in that~~ the polymer is polyethylene naphthalate, (PEN).
4. (Amended) ~~A~~ The material according to claim 1, wherein ~~characterized in that~~ the polymer is polytrimethylene naphthalate, (PTN).
5. (Amended) ~~A~~ The material according to claim 2, wherein ~~characterized in that~~ the LCP comprises hydroxy benzoic acid and hydroxy naphthenic acid.
6. (Ameded) ~~A~~ The material according to ~~any one of the preceding~~ claims 1, ~~characterized in that it further comprises~~ comprising other polymer(s), ~~preferably one of more~~ selected from the group consisting of polyacrylonitrile (PAN), polyamide (PA),

polyvinylidene chloride (PVDC), fluoropolymers, ethylene vinyl alcohol copolymer (EVOH), polyvinyl alcohol (PVA), ionomers, polyethylene (PE), and polypropylene (PP) and polyethylene terephthalate (PET).

7. (Amended) ~~A~~ The material according to ~~anyone of the preceding claims~~ 1, wherein the material ~~characterized in that it is~~ laminated with one or more metals ~~and/or polymers~~ foil(s).

8. (Amended) The ~~A~~ material according to claim 7, ~~characterized wherein the metal in that it is laminated with~~ aluminum foil.

10. (Amended) A method of packaging a nicotine containing product comprising the step of ~~A material according to anyone of the preceding claims, characterized in that it is used for a package that is provided~~ providing a polymer material for a ~~with~~ moulds or an equivalent ~~into which to cast the nicotine containing product into its final shape is cast a substance that upon solidification in the package, receives its final form and shape, wherein the polymer material is based upon dimethyl-2,6 naphthalene dicarboxynate or 2,6-naphthalene dicarboxylic acid monomers.~~

11. (Amended) The method according to claim 10, wherein the final form of the nicotine containing product is ~~A material according to claim 10, characterized in that it is used for a package in which are directly cast~~ a tablets or a lozenges.

12. (Amended) The ~~A~~ material according to ~~anyone of the preceding claims~~ 1, wherein the nicotine containing product ~~is characterized in that it is used for packaging a patch for transdermally administering nicotine, a nicotine containing chewing gum, a nicotine~~

~~containing tablet, a spray for nasal administration of nicotine, or a device for inhaling~~  
~~nicotine~~ an inhaler.

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